

Message Text

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PAGE 01 CANBER 01803 100428Z
ACTION OES-07

INFO OCT-01 EA-10 ISO-00 CG-00 DOTE-00 L-03 AF-10
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C O N F I D E N T I A L CANBERRA 1803

FROM USDEL ANTARCTIC

DEPARTMENT PASS TO MARINE MAMMAL COMMISSION

E.O. 11652: GDS
TAGS: XV, EFIS
SUBJECT: ANTARCTIC TREATY: PARTIAL REPORT OF SECOND WEEK OF ANTARCTIC
TREATY SPECIAL CONSULTATIVE MEETING ON MARINE LIVING RESOURCES

REF: CANBERRA 01672

1. SUMMARY: SPECIAL CONSULTATIVE MEETING (SCM) ON ANTARCTIC MARINE
LIVING RESOURCES WOUND UP GENERAL DEBATE ON CHAIRMAN'S
SKELETON OUTLINE IN PLENARY AND HEADS OF DELEGATION MEETINGS
MARCH 6 AND 7. SCM CHAIRMAN ROWLAND UNDERTOOK TO
PREPARE DRAFT TEST OF CONVENTION WHICH HE COMPLETED AND
DISTRIBUTED MARCH 8 P.M. END SUMMARY.

2. MARCH 6. SIXTH DAY. DEBATE REOPENED ON ITEM IN
SKELETON OUTLINE CONVERGING TERRITORIAL CLAIMS ISSUE (AR-
TICLE IV OF ANTARCTIC TREATY). U.S. LED OFF DEBATE WITH
INTERVENTION ELABORATING POSITION ON JURISDICTION SET
FORTH IN U.S. DRAFT CONVENTION (ARTICLE XVI) AND POINT-
ING OUT U.S. DIFFICULTIES INHERENT IN TEXTS PUT FOR-
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WARD BY CLAIMANT STATES WHICH INCLUDED EFFORTS TO REWORD
ARTICLE IV OF ANTARCTIC TREATY TO COVER MARINE AREAS.
U.S. APPROACH OF REAFFIRMING PROVISIONS OF ARTICLE IV
OF ANTARCTIC TREATY DREW SUPPORT FROM NON-CLAIMANTS.
CLAIMANT INTERVENTIONS CALLED FOR DETAILED REFORMULATION
OF ARTICLE IV AS PROVIDED IN DRAFTS OF AUSTRALIA, FRANCE
AND ARGENTINA. PLENARY DEBATE REFLECTED GENERAL STAKING

OUR OF KNOWN POSITIONS BY CLAIMANTS AND NON-CLAIMANTS.

3. MARCH 6. DEBATE ALSO COVERED AREA AND SCOPE OF CONVENTION, CENTERING UPON IFORMAL WORKING PAPER PREPARED BY CHAIRMAN OF WORKING GROUP OF SUBJECT CHAIRED BY LOGAN (U.K.L WHICH MET LAST WEEK (REFTEL. MOST DELEGATIONS REITERATED VIEWS EXPRESSED IN WORKING ROUP SESSIONS. 7.S. REAFFIRMED ITS BELIEF THAT CONVENTION SHOULD APPLY TO ANTARCTIC MARINE OCOSYSTEM DEFINED AS EXTENDING UP TO ANTARCTIC CONVERGENCE, U.S. ALSO INDICATED WILLINGNESS TO INCLUDE REFERENCE TO RATIONAL UTILIZATION AS INCLUDED IN PURPOSES OF CONVENTION. IT WAS AGREED THAT CHAIRMAN SHOULD PREPARE AN ARTICLE ON THIS POINT IN NEGOATIATION TEXT HE WAS DRAFTNG.

4. DISCUSSIONS ON MARCH 6 ENDED WITH VARYING VIEWS EXPRESSED ON HOW TO PROCEED WITH DRAFTIN OF JURIDICAL ISSUES FOR CHAIRMAN'S NEGOTIATING TEXT. ISSUE WAS REMANDED TO HEADS OF DELEGATION MEETING MARCH 7.

5. MARCH 7. SEVENTH DAY. HEADS OF DELEGATION MET ENTIRE DAY IN DEBATE WHICHEVOLVED FROM CONSIDERATION OF HOW TOHANDLE JURIDICAL ISSUES IN NEGOTIATING TEXT DETAILED EXCHANGE IN SUBSTANCE OF JURIDICAL ISSUES. AUSTRALIA TOOK LEAD IN SUPPORTING NEED FOR DETAILED REFORMULATION IN HOW CONVENTION OF ARTICLE IV OF ANTARCTIC TREATY AND DETAILED PROVISIONS RESERVING COASTAL CONFIDENTIAL

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STATE RIGHTS. AUSTRALIAN VIEW DREW SUPPORT FROM U.K., CHILE, ARGENTINA AND FRANCE. USSR TOOK VIGOROUS EXPTION TO AUSTRALIAN LINE BUT ARGUED THAT CLAIMANT POSITIONS COULD BE PRACTICALLY PROTECTED NOT THROUGH DETAILED JURIDICAL ARTICLES BUT THROUGH VETO IN COMMISSION WHICH USSR ADVOCATED. U.S. TOOK LEAD IN OPPOSING REFORMULATIONS OF ARTICLE IV BUT EXPRESSED WILLINGNESS TO CONSIDER FORUMULTION IN WHICH CONTRACTING PARTIES WOULD AGREE TO APPLY ZHPROVISIONS OF ARTICLE IV WITHOUT REFORMULATION TO MARINE AREAS SOUTH OF 60 DEGREES SOUTH LATITUDE. U.S. ALSO STRESSED JURIDICAL IMPORTANCE OF HAVING AREA OF CONVENTION CLEARLY APPLY NORTH OF 60 DEGREES SOUTH LATITUDE.

6. HEADS OF DELEGATION MEETING ENDED BY ACCEPTING U.S. SUGGESTION THAT CHAIRMAN TRY HIS HAND AT DRAFTING ARTICLE OR ARTICLES ON JURIDICIAL ISSUES AND THAT CHAIRMAN ISSUE COMPLETE NEGOTIATING TEXT IN ONE INSTALMENT.

7. MARCH 8. EIGHTH DAY. CHAIRMAN'S NEGOTIATING TEXT (IN ENGLISH ONLY) WAS ISSUED IN LATE AFTERNOON. FULL TEXT OF DRAFT BEING TRANSMITTED BY SEPTTEL. U.S. DE-

LEGATION CONSIDERS TEXT A GOOD BASIS FOR NEGOTIATION
(ALTHOUGH NEEDING SOME CHANGES) AND WILL SEEK TO PRESERVE
IT AS NEGOTIATING TEXT N GENERAL DISCUSSION OF IT
WHICH OPENS IN PLENARY MARCH 9.
ALSTON

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Message Attributes

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Draft Date: 10 mar 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
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Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Source: CORE
Document Unique ID: 00
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Executive Order: GS
Errors: N/A
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